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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicants: David Michalovich et al.

: Art Unit: 1641

Serial No.: 09/240,410

: Examiner: J. Graser TECH CENTER 1600/2900

Filed: January 29, 1999

For: NOVEL COMPOUNDS



PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

S I R :

Prior to examination, please amend the application as follows and consider the following remarks.

IN THE CLAIMS:

Please cancel claim 20. Please amend the claims as follows:

6 13. (Amended) [The] An isolated polynucleotide [of claim 2 which] comprising a nucleotide sequence that encodes a polypeptide comprising the amino acid sequence of SEQ ID NO:2.

B' 7 14. (Amended) The isolated polynucleotide of claim [2 which] 13 that is RNA.

8 15. (Amended) The isolated polynucleotide of claim [2 which] 13 that is DNA.

B² 10 18. (Amended) The isolated polynucleotide of claim [17 wherein said polynucleotide sequence comprises] 13 that comprises the nucleotide sequence of SEQ ID NO:1.

In re application of: David Michalovich et al.
 Serial No.: 09/240,410
 Filed: January 29, 1999
 For: NOVEL COMPOUNDS



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TECH CENTER 1600/2900

Sir:

Transmitted herewith is an amendment in the above-identified application

- ☐ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
- ☒ No additional fee is required.

The fee has been calculated as shown below:

| (Col. 1) | | (Col. 2) | | (Col. 3) | SMALL ENTITY | | OTHER THAN A SMALL ENTITY | |
|---|----------------------------------|----------|------------------------------------|---------------|-------------------|-----------|---------------------------|-----------|
| | Claims Remaining After Amendment | | Highest Number Previously Paid for | Present Extra | Rate | Addt. Fee | Rate | Addt. Fee |
| Total | 13 | Minus | 20 | 0 | x \$9 | \$ | x \$18 | \$ |
| Indep | 6 | Minus | 6 | 0 | x \$39 | \$ | x \$78 | \$0.00 |
| <input type="checkbox"/> First Presentation of Multiple Dependent Claim | | | | | +\$130 | \$ | +\$260 | \$ |
| | | | | | TOTAL | \$ | TOTAL | \$0.00 |
| | | | | | ADDIT. FEE | | | |

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.
- The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

- ☐ Please charge my Deposit Account No. 19-2387 the amount of \$0.00. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$ is enclosed.
- ☒ The Assistant Commissioner for Patents is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-2387. A duplicate copy of this sheet is enclosed.
- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 CFR 1.17.

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Respectfully submitted,
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CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: April 28, 2000

Frances Petruccio

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